

STATE ELECTION COMMISSION, HARYANA

S.C.O. No. 16-17, SECTOR 20-D, CHANDIGARH

The 23rd January, 2009

No. SEC/2E-III/2009/464.—Whereas, the name of Shri Nasru son of Shri Chhatru was notified as Sarpanch of Gram Panchayat, Reegarh, Block Firozpur Jhirka, District Gurgaon (now in Mewat) by the State Election Commission, Haryana *vide* its Notification No. SEC/E-III/2005/2953, dated 22nd April, 2005.

And, whereas, the Deputy Commissioner-cum-District Election Officer (Panchayat), Mewat *vide* his letter No. 3023/Panchayat dated 31st December, 2008 has intimated that the Hon'ble Court of Additional Civil Judge (Senior Division)-cum-SDJM, Firozpur Jhirka has passed the orders dated 1st September, 2008 in Election petition Sher Mohammad *Versus* Nasru and others. The operative part of the Civil Court, Firozpur Jhirka orders is re-produced below:—

“Re-counting of present petition was done on 30th August, 2008 as per the provisions of Section 176(4) (b) and votes were scrutinized and computed in the presence of both the parties, their counsels and their self nominated local commission so appointed by the Court. The scrutiny and computation of the votes by the undersigned corresponds to the report of the local commission submitted on 30th August, 2008 as per which respondent No. 1 Nasru has secured 495 votes and petitioner Sher Mohammad has secured 498 votes, hence the petitioner Sher Mohammad is declared to be the winning candidate in election of Sarpanch of Gram Panchayat of Village Reegarh held on 9th April, 2005 after having found to have secured the maximum number of valid votes. It is ordered accordingly.”

Sd/-

Announced in open Court

Dated 1st September, 2008

Civil Judge (Jr. Divin.),

Ferozpur Jhirka.

And, whereas, Deputy Commissioner-cum-District Election Officer (Panchayat), Mewat *vide* his letter No. 3023/Panchayat dated 31st December, 2008 has also intimated that Shri Nasru has filed the CWP No. 16201/2008 in the Hon'ble Punjab and Haryana High Court against the above orders dated 1st September, 2008 and the Hon'ble Court granted the stay against the orders of Trial Court dated 1st September, 2008. Shri Sher Mohammad has also filed the Special Leave to Appeal (Civil) No. 29225/2008 in the Hon'ble Supreme Court of India against the judgement dated 16th October, 2008 in CWP No. 16201/2008 of the Hon'ble Punjab and Haryana High Court. The Apex Court has passed the following orders dated 15th December, 2008.

“issue Notice,
There shall be interim stay of the impugned judgement.”

Sd/-

(R. K. Dhawan)

Court Master

Sd/-

(Veera Verma)

Court Master.

Now, in compliance of the orders dated 15th December, 2008 of the Apex Court, the State Election Commission, Haryana hereby denotifies the name of Shri Nasru son of Shri Chhatru as Sarpanch, Gram Panchayat, Reegarh, Block Firozpur Jhirka, District Mewat and further notifies the name of Shri Sher Mohammad son of Shri Shejora as Sarpanch, Gram Panchayat, Reegarh, Block Firozpur Jhirka, District Mewat subject to the final decision of Special Leave to Appeal (Civil) No. 29225/2008 pending in the Hon'ble Supreme Court of India or till stay granted by the Supreme Court remains in force.

Chandigarh :

The 21st January, 2009

CHANDER SINGH,

State Election Commissioner, Haryana.